



m/045/017  
Barrick Gold of North America, Inc.  
136 East South Temple, Suite 1300  
Salt Lake City, Utah 84111  
Telephone: (801) 990-3900  
Fax: (801) 359-0875

May 3, 2005

Mary Ann Wright  
Acting Director  
Utah Division of Oil, Gas & Mining  
1594 West North Temple, Suite 1210  
Salt Lake City, UT 84116

Re: Mercur Mine Reclamation Contract and Bond Amendments  
M/045/017

Dear Director Wright:

Enclosed please find an Amendment to Reclamation Contract and an Amendment to Self Bonding and Indemnity Agreement, each of which has been executed on behalf of Barrick Resources (USA), Inc. and Barrick Gold Corporation. These amendments make effective the reduction in reclamation obligations approved by the Board of Oil, Gas and Mining at its January meeting. Please secure the necessary signatures for the Division of Oil, Gas and Mining and the Board of Oil, Gas and Mining. I would appreciate your returning a fully executed copy of the amendments to me for our records.

If you have any questions regarding these amendments, please contact me. I appreciate your assistance with this matter.

Very truly yours,

David L. Deisley  
David L. Deisley *DM*  
Regional Counsel, North America

Enclosures

cc: Bill Ferdinand (w/o enclosures)  
Rocky Chase (w/enclosures)

RECEIVED  
MAY 04 2005  
5/4/05  
DIV. OF OIL, GAS & MINING

File Number M/045/017

RECLAMATION CONTRACT

Effective Date February 17, 2005

**STATE OF UTAH  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION of OIL, GAS and MINING**

1594 West North Temple Suite 1210

Box 145801

Salt Lake City, Utah 84114-5801

(801) 538-5291

Fax: (801) 359-3940

**RECEIVED**

**MAY 04 2005**

**DIV OF OIL GAS & MINING**

**AMENDEMENT TO RECLAMATION CONTRACT**

---ooOoo---

The State of Utah, Department of Natural Resources, Division of Oil, Gas and Mining ("Division"), and Barrick Resources (USA), Inc. and Barrick Gold Corporation (collectively "Barrick") are parties to a Reclamation Contract dated February 26, 1998 ("Reclamation Contract"). Pursuant to an Order of the Board of Oil, Gas and Mining ("Board") dated February 17, 2005 ("Order"), Barrick's obligations under the Reclamation Contract have been partially released. This AMENDMENT TO RECLAMATION CONTRACT ("Amendment") modifies the Reclamation Contract consistent with the Board's Order. Except as expressly modified in this Amendment, the Reclamation Contract remains in full force and effect.

The following definitions of the Reclamation Contract are modified as provided:

**"DISTURBED AREA":**

(Disturbed Acres)

403.7 acres

(Legal Description)

(Refer to Attachment A)

**"OPERATOR'S REGISTERED AGENT":**

(Name)

Greg Lang

(Address)

136 East South Temple St.

Suite 1300

Salt Lake City, UT 84111

(Phone)

801 990-3900

**"OPERATOR'S OFFICER(S)" & TITLE:**

Bill Ferdinand

Director, Environmental,

Health and Safety

SURETY":

(Form of Surety - Attachment B)

Self

"SURETY AMOUNT":

(Escalated Dollars)

\$4,766,352

ATTACHMENTS:

A "DISTURBED AREA"

B "SURETY"

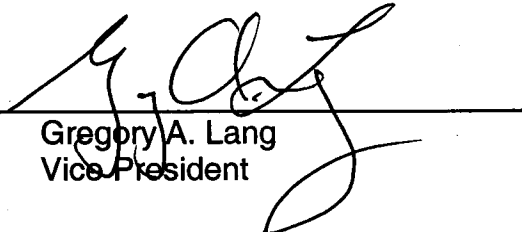
Each signatory below represents that he/she is authorized to execute this Contract on behalf of the named party.

OPERATOR:

Barrick Resources (USA), Inc.

Barrick Gold Corporation

By

  
Gregory A. Lang  
Vice President

By

  
Gregory A. Lang  
Vice President,  
North American  
Operations

Date

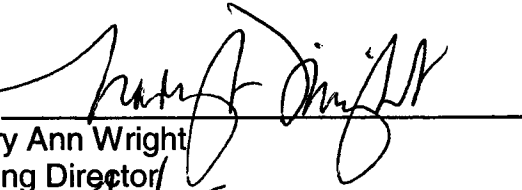
May 3, 2005

Date

May 3, 2005

DIVISION OF OIL, GAS AND MINING:

By

  
Mary Ann Wright  
Acting Director

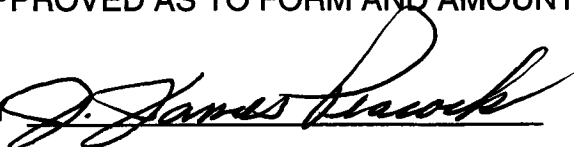
Date

5/5/05

SO AGREED THIS 6 day of May, 2005.

APPROVED AS TO FORM AND AMOUNT OF SURETY:

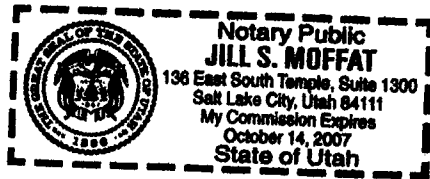
BY



J. James Peacock, Chair  
Utah State Board of Oil, Gas and Mining

STATE OF UTAH                    )  
  ) ss:  
COUNTY OF SALT LAKE        )

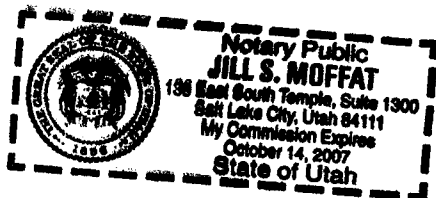
On the 3<sup>rd</sup> day of May, 2005, personally appeared before me Gregory A. Lang, who being by me duly sworn did say that he is the Vice President of Barrick Resources (USA), Inc. and duly acknowledged that said instrument was signed on behalf of said company by authority of its bylaws or a resolution of its board of directors and duly acknowledged to me that said company executed the same.



  
\_\_\_\_\_  
Notary Public  
Residing at: Salt Lake City, Utah  
My Commission Expires: 10-14-07

STATE OF UTAH                    )  
  ) ss:  
COUNTY OF Salt Lake        )

On the 3<sup>rd</sup> day of May, 2005, personally appeared before me Gregory A. Lang, who being by me duly sworn did say that he is the Vice President, North American Operations of Barrick Gold Corporation and duly acknowledged that said instrument was signed on behalf of said company by authority of its bylaws or a resolution of its board of directors and duly acknowledged to me that said company executed the same.



  
\_\_\_\_\_  
Notary Public  
Residing at: Salt Lake City, Utah  
My Commission Expires: 10-14-07

STATE OF UTAH )  
 ) ss:  
COUNTY OF SALT LAKE )

On the 5<sup>th</sup> day of may, 2005, personally appeared before me Mary Ann Wright, who being by me duly sworn did say that she is the Acting Director of the Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah, and she duly acknowledged to me that she executed the foregoing document by authority of law on behalf of the State of Utah.



Joelle Burns  
Notary Public  
Residing at: LSC Utah  
My Commission Expires: April 4, 2009

## **ATTACHMENT "A"**

Operator: Barrick Resources (USA), Inc.  
Mine: Mercur Mine  
Tooele and Utah Counties, Utah

Permit Number: M/045/017

### **LEGAL DESCRIPTION**

Approximately 403.7 acres of land situated in portions of:

Sections 4, 5, 6, 7, and 8  
Township 6 South, Range 3 West

and

Sections 32  
Township 5 South, Range 3 West

Salt Lake Base and Meridian, Tooele and Utah Counties, Utah

depicted as "Regraded/Reseeded, Not Seeking Release" (165.239 acres), "Monitoring, Geotechnical Stability" (15.519 acres), "Variance Areas" (186.720 acres), and "Unreclaimed" (36.297 acres) on the attached drawing labeled "Mercur General Site Plan, Revised 2004 Proposed Surety Release Areas (Contours), prepared by Golder Associates, Denver, Colorado, dated December 13, 2004.

**ATTACHMENT "B"**

File Number M/045/017

SELF BONDING AND INDEMNITY AGREEMENT

Effective Date February 17, 2005

**STATE OF UTAH**  
**DEPARTMENT OF NATURAL RESOURCES**  
**DIVISION of OIL, GAS and MINING**  
1594 West North Temple Suite 1210  
Box 145801  
Salt Lake City, Utah 84114-5801  
(801) 538-5291  
Fax: (801) 359-3940

**RECEIVED**

**MAY 04 2005**

**DIV OF OIL GAS & MINING**

**AMENDMENT TO SELF BONDING AND INDEMNITY AGREEMENT**

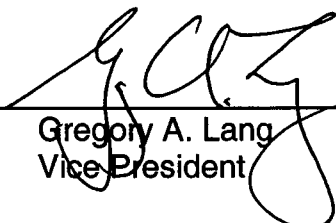
\*\*\*\*\*

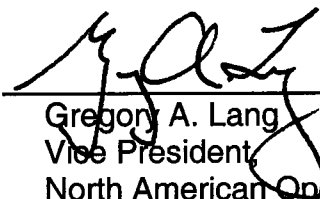
The State of Utah, Department of Natural Resources, Board of Oil, Gas and Mining ("Board"), and Barrick Resources (USA), Inc. and Barrick Gold Corporation (collectively "Barrick") are parties to a Self Bonding and Indemnity Agreement dated February 2, 1998 ("Bonding Agreement"). Pursuant to an Order of the Board of Oil, Gas and Mining ("Board") dated February 17, 2005 ("Order"), Barrick's obligations under the Bonding Agreement have been partially released. This AMENDMENT TO SELF BONDING AND INDEMNITY AGREEMENT ("Amendment") modifies the Bonding Agreement consistent with the Board's Order. Except as expressly modified in this Amendment, the Bonding Agreement remains in full force and effect.

1. Greg Lang, Vice President, 136 East South Temple Street, Suite 1300, Salt Lake City, Utah 84111 is designated by Barrick as the agent for service of process in the State of Utah.
2. All references in the Bonding Agreement to the sum of \$8,509,500 are deleted and replaced by the sum of \$4,766,352.

Barrick Resources (USA), Inc.

Barrick Gold Corporation

By   
\_\_\_\_\_  
Gregory A. Lang  
Vice President

By   
\_\_\_\_\_  
Gregory A. Lang  
Vice President  
North American Operations

Date May 3, 2005

Date May 3, 2005

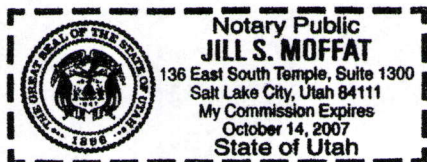
SO AGREED THIS 6 day of May, 2005.

BY

J. James Peacock  
J. James Peacock, Chair  
Utah State Board of Oil, Gas and Mining

STATE OF UTAH                    )  
  ) ss:  
COUNTY OF SALT LAKE    )

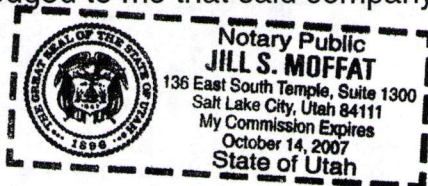
On the 3<sup>RD</sup> day of May, 2005, personally appeared before me Gregory A. Lang, who being by me duly sworn did say that he is the Vice President of Barrick Resources (USA), Inc. and duly acknowledged that said instrument was signed on behalf of said company by authority of its bylaws or a resolution of its board of directors and duly acknowledged to me that said company executed the same.



Jill S. Moffat  
Notary Public  
Residing at: Salt Lake City, Utah  
My Commission Expires: 10-14-07

STATE OF UTAH                    )  
  ) ss:  
COUNTY OF Salt Lake    )

On the 3<sup>RD</sup> day of May, 2005, personally appeared before me Gregory A. Lang, who being by me duly sworn did say that he is the Vice President, North American Operations of Barrick Gold Corporation and duly acknowledged that said instrument was signed on behalf of said company by authority of its bylaws or a resolution of its board of directors and duly acknowledged to me that said company executed the same.



Jill S. Moffat  
Notary Public  
Residing at: Salt Lake City, Utah  
My Commission Expires: 10-14-07



SELF BONDING AND INDEMNITY AGREEMENT

Effective Date February, 2005

**STATE OF UTAH**  
**DEPARTMENT OF NATURAL RESOURCES**  
**DIVISION of OIL, GAS and MINING**  
1594 West North Temple Suite 1210  
Box 145801  
Salt Lake City, Utah 84114-5801  
(801) 538-5291  
Fax: (801) 359-3940

**AMENDMENT TO SELF BONDING AND INDEMNITY AGREEMENT**

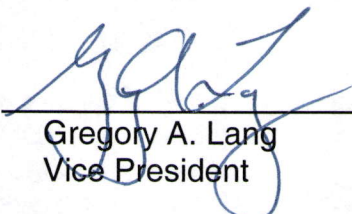
\*\*\*\*\*

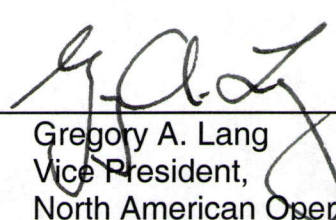
The State of Utah, Department of Natural Resources, Board of Oil, Gas and Mining ("Board"), and Barrick Resources (USA), Inc. and Barrick Gold Corporation (collectively "Barrick") are parties to a Self Bonding and Indemnity Agreement dated February 2, 1998 ("Bonding Agreement"). Pursuant to an Order of the Board of Oil, Gas and Mining ("Board") dated February \_\_, 2005 ("Order"), Barrick's obligations under the Bonding Agreement have been partially released. This AMENDMENT TO SELF BONDING AND INDEMNITY AGREEMENT ("Amendment") modifies the Bonding Agreement consistent with the Board's Order. Except as expressly modified in this Amendment, the Bonding Agreement remains in full force and effect.

1. Greg Lang, Vice President, 136 East South Temple Street, Suite 1300, Salt Lake City, Utah 84111 is designated by Barrick as the agent for service of process in the State of Utah.
2. All references in the Bonding Agreement to the sum of \$8,509,500 are deleted and replaced by the sum of \$4,766,352.

Barrick Resources (USA), Inc.

Barrick Gold Corporation

By   
\_\_\_\_\_  
Gregory A. Lang  
Vice President

By   
\_\_\_\_\_  
Gregory A. Lang  
Vice President,  
North American Operations

Date May 3, 2005

Date May 3, 2005

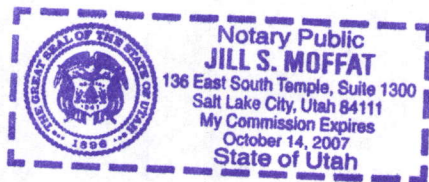


SO AGREED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2005.

BY \_\_\_\_\_  
J. James Peacock, Chair  
Utah State Board of Oil, Gas and Mining

STATE OF UTAH                    )  
  ) ss:  
COUNTY OF SALT LAKE        )

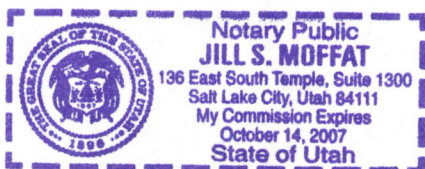
On the 3<sup>rd</sup> day of May, 2005, personally appeared before me Gregory A. Lang, who being by me duly sworn did say that he is the Vice President of Barrick Resources (USA), Inc. and duly acknowledged that said instrument was signed on behalf of said company by authority of its bylaws or a resolution of its board of directors and duly acknowledged to me that said company executed the same.




  
Notary Public  
Residing at: Salt Lake City, Utah  
My Commission Expires: 10-14-07

STATE OF UTAH                    )  
  ) ss:  
COUNTY OF Salt Lake        )

On the 3<sup>rd</sup> day of May, 2005, personally appeared before me Gregory A. Lang, who being by me duly sworn did say that he is the Vice President, North American Operations of Barrick Gold Corporation and duly acknowledged that said instrument was signed on behalf of said company by authority of its bylaws or a resolution of its board of directors and duly acknowledged to me that said company executed the same.



  
Notary Public  
Residing at: Salt Lake City, Utah  
My Commission Expires: 10-14-07